

LEGISLATURE OF THE STATE OF IDAHO  
Sixty-second Legislature First Regular Session - 2013

IN THE HOUSE OF REPRESENTATIVES

HOUSE BILL NO. 73

BY STATE AFFAIRS COMMITTEE

AN ACT

RELATING TO INFORMATION TECHNOLOGY AND TELECOMMUNICATIONS; AMENDING SECTION 67-5745, IDAHO CODE, TO REVISE THE DECLARATION OF PURPOSE FOR THE IDAHO TECHNOLOGY AUTHORITY; AMENDING SECTION 67-5745B, IDAHO CODE, TO REVISE PROVISIONS FOR APPOINTMENT OF MEMBERS OF THE AUTHORITY AND TO REVISE THE NUMBER OF REQUIRED MEETINGS; AND AMENDING SECTION 67-5745C, IDAHO CODE, TO REVISE THE AUTHORITY'S GENERAL POWERS AND DUTIES.

Be It Enacted by the Legislature of the State of Idaho:

SECTION 1. That Section 67-5745, Idaho Code, be, and the same is hereby amended to read as follows:

67-5745. DECLARATION OF PURPOSE. The legislature finds that advances in information technology and telecommunications present significant opportunities for the state of Idaho to improve the efficiency and productivity of state and local government, ~~to promote, develop and diversify its economy,~~ to encourage public access to government information and to enhance lifelong educational and training opportunities. The implications of these information technology and telecommunications advances require a centralized and coordinated strategic planning process involving the expertise and participation of experienced persons from both state and local government and the private sector. The establishment of the information Idaho technology resource management council authority will facilitate a centralized approach to the acquisition and evaluation of necessary technical information and the informed development of a statewide strategic plan to ensure a coordinated approach to the design, procurement and implementation of information technology and telecommunications systems for both state government and the public.

SECTION 2. That Section 67-5745B, Idaho Code, be, and the same is hereby amended to read as follows:

67-5745B. ~~INFORMATION IDAHO TECHNOLOGY RESOURCE MANAGEMENT COUNCIL AUTHORITY~~ -- COMPOSITION -- APPOINTMENT AND TERM OF OFFICE -- REIMBURSEMENT -- CONTRACTING FOR NECESSARY SERVICES. (1) An information Idaho technology resource management council authority is hereby created within the department of administration. The council authority shall consist of sixteen up to seventeen (167) members ~~who shall each serve a term of office of two (2) years. For purposes of the initial appointments, the eight (8) members of the council to be appointed by the governor shall be appointed for a one (1) year term.~~ The governor shall appoint eight up to two (82) members of the council as follows: ~~a chairman, two (2) executive agency officers, authority that shall include an information technology executive from private industry, a public safety official, a state information systems man-~~

1 ~~ager, a representative from local government and a representative for rural~~  
 2 ~~interests and an employee of state government. The remaining membership of~~  
 3 ~~the council authority shall be comprised of the following: ~~two (2) persons~~~~  
 4 ~~one (1) legislator appointed by the president pro tempore of the senate and~~  
 5 ~~~~two (2) persons~~ one (1) legislator appointed by the speaker of the house of~~  
 6 ~~representatives, one (1) from each of the ~~two (2) largest parties~~, to repre-~~  
 7 ~~sent the legislative branch of state government; one (1) person appointed by~~  
 8 ~~the chief justice of the supreme court to represent the judicial branch of~~  
 9 ~~state government; the state controller; the ~~state superintendent of public~~~~  
 10 ~~~~instruction~~ director of the department of health and welfare; the director~~  
 11 ~~of the department of labor; the director of the transportation department;~~  
 12 ~~the director of the Idaho state police; the director of the department of~~  
 13 ~~correction; the chairman of the Idaho geospatial council executive commit-~~  
 14 ~~tee; the director of the legislative services office; the chief technology~~  
 15 ~~officer of the department of administration; the administrator of the divi-~~  
 16 ~~sion of financial management in the office of the governor; and the executive~~  
 17 ~~officer director of the state board of education; and the adjutant general~~  
 18 ~~of the military division in the office of the governor. The governor shall~~  
 19 ~~designate a member of the authority to act as chairman and a~~  
 20 ~~members of the council authority shall serve at the pleasure of the appoint-~~  
 21 ~~ing authority. An agency director may delegate responsibility to serve as~~  
 22 ~~a member of the authority to another senior management executive within the~~  
 23 ~~agency with authority for general agency operations whose responsibilities~~  
 24 ~~may include, but not be limited to, information technology operations.~~

25 (2) The council authority shall hold no fewer than ~~four~~ two (42) regular  
 26 meetings annually at such time and place as may be directed by its chairman.  
 27 The council authority may meet more frequently at the call of the chairman or  
 28 if requested by a majority of the council's authority's members. Members of  
 29 the council authority shall serve with no salary or benefits, but are enti-  
 30 tled to reimbursement as provided in section 59-509(b), Idaho Code.

31 (3) The council authority may contract for professional services or as-  
 32 sistance when necessary or desirable to carry out its powers and duties.

33 SECTION 3. That Section 67-5745C, Idaho Code, be, and the same is hereby  
 34 amended to read as follows:

35 67-5745C. GENERAL POWERS AND DUTIES OF THE COUNCIL AUTHORITY. The  
 36 council authority shall:

37 (1) Review and evaluate the information technology and telecommunica-  
 38 tions systems presently in use by state agencies;

39 (2) Prepare statewide short-range and long-range information technol-  
 40 ogy and telecommunications systems plans to meet the needs of state agen-  
 41 cies;

42 (3) Within the context of its strategic plans, establish statewide  
 43 information technology and telecommunications policies, standards, guide-  
 44 lines, conventions and comprehensive risk assessment criteria that will  
 45 assure uniformity and compatibility of such systems within state agencies;

46 (4) Recommend and coordinate the use and application of state agencies'  
 47 information technology and telecommunications resources;

48 (5) Review and approve large-scale information technology and telecom-  
 49 munications projects including, but not limited to, risk assessment method-

1 ologies used by state agencies using ~~council~~ authority risk assessment cri-  
 2 teria, for state agencies;

3 (6) Review state agencies' compliance with statewide information tech-  
 4 nology and telecommunications systems plans;

5 (7) Recommend cost-efficient procedures for state agencies' acquisi-  
 6 tion and procurement of information technology and telecommunications sys-  
 7 tems;

8 (8) Upon request, provide technical expertise to state government and  
 9 any other governmental entity;

10 (9) Maintain a continuous and comprehensive inventory of information  
 11 technology and telecommunications systems within state agencies;

12 (10) In accordance with statutes governing the availability or confi-  
 13 dentiality of public records and information, establish guidelines for the  
 14 accessing of public information by the public;

15 (11) On an annual basis, publish a report of the activities of the  
 16 ~~council~~ authority for provision to the governor and the legislature;

17 (12) Recommend the enactment or promulgation of any statutes or rules  
 18 necessary to carry out the statewide information technology and telecommu-  
 19 nications systems plans;

20 (13) Enter into contracts for professional services and assistance not  
 21 otherwise available in state government;

22 (14) ~~Encourage and promote the development and growth of the infor-~~  
 23 ~~mation technology industry in the state in accordance with sound business~~  
 24 ~~principles and practices;~~

25 ~~(15)~~ Encourage and promote cooperative information technology efforts  
 26 and activities between the state, local government, private enterprise and  
 27 the public;

28 (16) Encourage and support education and training opportunities re-  
 29 lating to information technology and telecommunications; and

30 (17) Appoint subcommittees, delegate responsibilities and pPerform  
 31 any additional functions consistent with the purpose of this act which are  
 32 necessary and appropriate for the proper conduct of the ~~council~~ authority.